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Attorney for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF WYOMING**

CUSTODIA BANK, INC.,)	
)	
Plaintiff,)	
)	
v.)	Civil Number: 22-cv-00125-SWS
)	
FEDERAL RESERVE BOARD OF)	
GOVERNORS and FEDERAL RESERVE)	
BANK OF KANSAS CITY,)	
)	
Defendants.)	

**PLAINTIFF CUSTODIA BANK, INC.’S
 MOTION TO SEAL ITS MOTION ON THE FEDERAL RESERVE BANK OF KANSAS CITY’S
 UNJUSTIFIED INVOCATION OF THE DELIBERATIVE PROCESS PRIVILEGE**

Plaintiff Custodia Bank, Inc. (“Custodia”) respectfully submits this motion to seal the contemporaneously filed Motion on the Federal Reserve Bank of Kansas City’s Unjustified Invocation of the Deliberative Process Privilege (“Motion”).

On July 21, 2023, the parties filed a Joint Motion to Enter a Stipulated Protective Order Regarding Confidential Information and Documents. *See* ECF No. 173-1. Pursuant to that Order, ECF No. 174, Defendant Federal Reserve Bank of Kansas City (“Kansas City Fed”) has designated documents produced in discovery and deposition testimony as “Confidential.”

Because Custodia’s Motion cites to and attaches materials designated “Confidential” by the Kansas City Fed, Plaintiff Custodia respectfully requests that its Motion be filed under seal in

order to comply with the terms of the Protective Order in this case. However, Custodia takes no position on whether these materials should remain under seal and/or whether the Kansas City Fed's designation of these materials as "Confidential" is proper.

DATED this 23rd day of October, 2023.

CUSTODIA BANK, INC., Plaintiff

By: /s/ Scott E. Ortiz
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served this day of October 23, 2023, addressed to:

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Yonatan Gelblum
Katherine Pomeroy
BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM
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